

FOUGHT-NEW HAVEN AT PROFIT, ADMITS CHESTER W. CHAPIN

Shipping Man's Testimony in Conspiracy Case Is Blow to U. S.

MELLEN IS ON STAND AGAIN: LETTERS READ

Charles S. Mellen took the witness stand at noon yesterday for the second round of his testimony for the government in the case of the eleven ex-directors of the New Haven on trial in the United States District Court charged with having conspired to monopolize the transportation facilities of New England. He was on the stand when Judge Hunt ordered an adjournment until 10:30 o'clock this morning, but he had not said very much. At long intervals he had identified a letter or a signature which the Government read, but that was all. He will be on the stand for many days this time, not only in direct examination but in cross-examination which will be conducted by Charles F. Choate of Boston.

Before Mr. Mellen appeared the Government had passed through another trying period when one of its witnesses, without reluctance, so far as could be perceived, testimony which the defense received with manifest joy. This witness was Chester W. Chapin of New Haven, who was in the stand last week, acknowledged he had fought the New Haven Railroad Company at a profit to himself and did not appear to treasure any hard feelings.

Bought Road as Investment.

Questioned by R. L. Batts, Special Assistant Attorney-General, Mr. Chapin said he had bought the Central New England Railroad at foreclosure in 1899 as an investment. His only business now is "farmer up in Sullivan County, N. Y."

The Central New England, it was explained, is the road which owns the Poughkeepsie Bridge and was intended to run into Springfield, connecting with the Boston and Albany. It did not get into Springfield because of a strip of land known as the Montague farm, which prevented a direct entrance into the city. He could not get across it, Mr. Chapin said, that when he could not get over the strip he went around, whereupon the railroad capitulated and allowed him to come in over the Boston and Albany Bridge and into the central station.

On cross-examination the witness said he had bought the road for \$2,500,000 in 1899 and sold it four years later for \$4,250,000. This was not as much as he wanted, but it was all he could get. The road was for sale from the moment he got it, Mr. Chapin said. It was nothing unusual for a railroad to fight another for a right of way, but he admitted that his business life, both in railroads and steamships.

Mellen Was Advised to Buy.

Mr. Batts first asked the witness if he had received a letter from Judge John M. Hall while he was president of the Northern Pacific in Omaha as to the possibility of buying the Central New England Railroad. The witness replied in the affirmative, whereupon the letter was read. The letter recommended the purchase of the road, which owned the Poughkeepsie bridge. Various minutes were read thereafter showing the steps taken to acquire the road.

Then Mr. Batts asked the witness what territory would be affected by competition of the Central New England. The answer was the Connecticut Valley north of Springfield, which took in a number of large manufacturing towns. Then it developed that a report made in 1899 which recommended the purchase was noted down by the board of New Haven directors and the Government was accused of unfairness. Richard V. Lindabury finally made Mr. Batts admit that the road was not bought in 1899, but the Special Assistant Attorney-General contended that there was a connection.

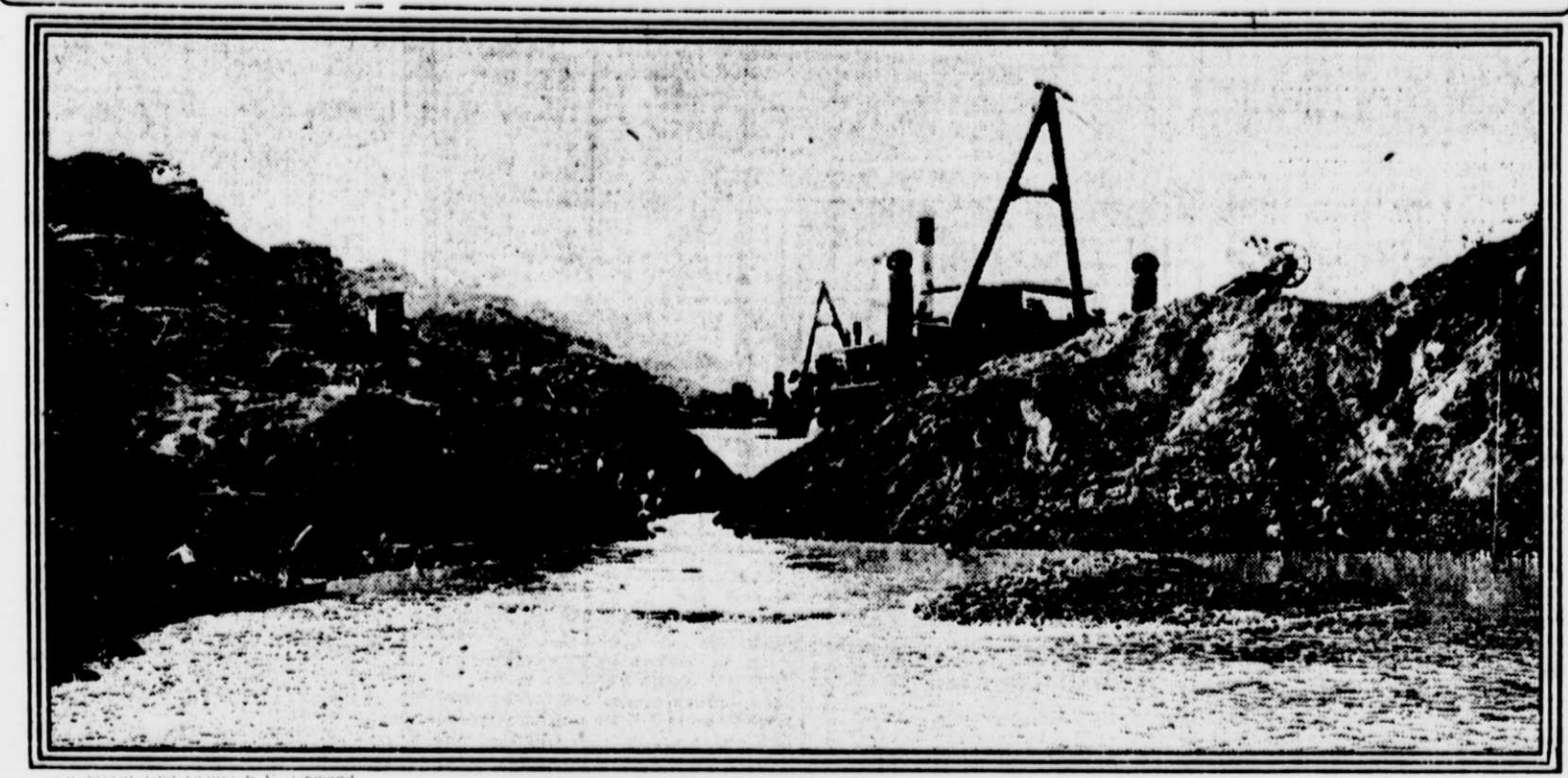
Answers in One Syllable.

It had been thought that Mr. Mellen would be allowed to give his second story testimony in narrative form, but it developed that it was to go on much as it had in the first stage. Mr. Mellen would answer in a syllable and the Government would read for twenty minutes. It was apparent that the Government had not been altogether pleased at Mr. Chapin's testimony in the morning. It kept hammering at the Central New England with minutes or letters written back in 1899.

HOW THE LATEST LAND SLIDE CHOKED THE PANAMA CANAL

THIS photograph, taken October 26, near Gold Hill, pictures vividly the problem confronting the canal officials. Rock and earth have moved down from the heights on either side and forced the mud at the bottom up out of the water. In the foreground is an island which

began to form just before this picture was taken. It rose and spread until it joined the sides of the canal. The mass in the background, through which a narrow channel had just been blasted, came up first as an island and grew until it blocked the entire canal at this point.



SLIDE IN THE PANAMA CANAL. (AP Photo)

WOMAN KILLED IN SUBWAY.

Singer's Wife Falls Between Cars at Fulton Street.

Mrs. Helen B. Mitchell, 23 years old, of 45 Van Rippin avenue, Jersey City, fell between two cars of a subway train at Fulton street station yesterday at 3:45 A. M. and was killed. She was the wife of a cabaret singer now in Boston.

The accident blocked the line for an hour. Holes had to be chopped in the side of the car and the wheels jacked up before the body could be extricated. Mrs. Mitchell and her cousin, Mrs. Lillian Wright, with whom she has been living since her husband went to fill the Boston engagement, were on their way to Jersey City from an after theatre supper. At Fulton street, in getting out, Mrs. Mitchell fell and was rolled between train and platform for thirty feet before the train was stopped.

WINTER BATHER DROWNED.

Samuel Galt, Member of "Polar Bears," Missing Since Sunday Dip.

Samuel Galt, 45 years old, a real estate dealer, of 18 East Eleventh avenue, Rockaway Park, one of the most enthusiastic members of the Polar Bear Club of winter bathers at the Rockaways, is believed to have been drowned while taking a dip in the surf on Sunday. Yesterday his disappearance was reported to the police.

The police were told that Galt left his home on Sunday wearing a blue bathing suit and a brown bathrobe. He intended to swim for not more than half an hour as was his custom, it was said. He was considered expert at handling himself in water far colder than the ocean on Sunday, so his family did not become alarmed at his absence for some time. Yesterday afternoon they told the police of his disappearance.

Breaks Her Back Trying to Escape.

Freddie Bateman, 15 years old, of 210 East Forty-first street, tried to escape last night from the House of Good Shepherd, Avenue A and eighty-ninth street, and slipped from the fire escape on the second floor to the stone courtyard. Her spine was fractured. She was taken to Bellevue Hospital.

PANAMA CANAL OPEN AGAIN NEXT MONTH

Digging of Channel in the Slide Area Shows Satisfactory Progress.

PANAMA, Nov. 8.—So much progress has been made in dredging the Panama Canal at Gaillard Cut that it is now virtually assured there will be a channel 100 feet wide by 30 feet deep through the slide area by the middle of December.

The dredges have been removing earth at a rate exceeding 1,000,000 cubic yards a month—an average of 25,000 cubic yards daily. The canal engineers say that one favorable sign is the ability of the dredges to maintain the channel they cut, and that the tendency of the canal bottom to bulge upward gradually is ceasing.

They point out, however, that there is probably a month of dredging ahead before the waters again meet at the neck of land, which is 200 feet wide and 49 feet above the water level. It is stated that while the channel will probably be open by the middle of December, the canal will not be in condition for use much before the first of the year.

Edgewater Still Smells.

But West End Residents Say They Will Fight to the End.

F. P. Duryea, chairman of the acid fumes committee of the West End Association, which is trying to abate the nuisance of fumes which are created in Edgewater factories, read his report to the association last night at a meeting in the Hotel Ansonia. Mr. Duryea reported that the nuisance continues, that amendments to the Penal Code will be sought which will permit criminal suits to be brought against the offending corporations, but that this will take several years, and that meantime the fight in behalf of the West Side residents will be kept up.

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"We are much gratified to learn of the proposed activities of the Attorney-General and of the various health commissioners," said Mr. Duryea. "The activities of our association, however, and of the residents of the West Side will continue unabated until the cause of the detrimental agencies is eliminated."

Mr. Duryea read from a report of Dr. Hermann M. Biggs, State Health Commissioner, who put the blame squarely where it belongs, the committee finds. Dr. Biggs wrote: "I hereby find and certify that the conditions arising from the emission of smoke, gases, fumes and vapors from certain plants located in the borough of Edgewater, county of Bergen, State of New Jersey, constitute a public nuisance, which affects the comfort and repose and also indirectly, if not directly, the security of life and health of a considerable number of persons in the county of New Jersey."

U. S. Supreme Court to Recess.

WASHINGTON, Nov. 8.—The Supreme Court will take a recess Monday next until Monday, the 22nd instant, the usual Thanksgiving recess.

LAWYER DIES IN HALLWAY.

Fractured Skull by a Fall Kills Thomas L. Waters.

Thomas L. Waters, a broker and lawyer, was found dead yesterday morning in the hallway of 9 West Twenty-eighth street, where he occupied apartments on the third floor. It was declared at the autopsy that death was due to a fractured skull. Mr. Waters weighed 280 pounds, and the police say he was probably seized with apoplexy after climbing the steps.

CONGRESSMAN BENNET SUED.

Action is on Notes for \$3,500 He Is Said to Have Indorsed.

William S. Bennett, who was elected to Congress in the Twenty-third district by about 700 votes, was sued in the Supreme Court yesterday by Martin J. Hoffman, on an assigned claim of L. A. Williams & Son, for \$3,500 on six promissory notes executed on April 1 last. The complaint alleges that the notes were made by William S. Bennett and indorsed by Bennett. Two for \$1,000 and \$200 each were payable in thirty days, and the others for \$500 each payable in forty, forty-five, fifty and sixty days. The notes all went to protest and it is alleged that Bennett failed to pay them when demand was made on him.

NEW PEABODY PANIC: 1 HURT.

Defective Radiator Causes 200 Pupils at Scene of Disaster.

Boston, Nov. 8.—With the memory of the fire in St. John's parochial school at Peabody, Mass., fresh in their minds, the smaller children of that institution had another scare this morning, their first day in school since the fatal fire. Steam was escaping from a radiator in a room of the old high school building, where sessions are being held, through the 200 children into a panic. A rush ensued, but only one boy was hurt. He jumped from a window on the first story to the ground and is said to have broken his arm.

Colonial Wars Society Dinner.

The Society of Colonial Wars in the State of New York will hold its twenty-second annual dinner next Tuesday evening at Delmonico's. The speakers will be the governor of the society, Major Henry Gausvourt Sanford; James M. Beck, ex-United States Assistant Attorney-General; Charles Hitchcock, Secretary of the State; and Charles F. Choate, Minister to the Argentine and Major John D. Kilpatrick, N. G. S. J. The committee of stewards in charge of the dinner are Royal E. T. Higgs, chairman; Theodore Roosevelt Pell, Olive Livingston Du Val, Henry Bravotto, Camron, Frederic R. Keator and Howard T. Kingsbury.

The Store for Men

Separate Building. Separate Stocks. Separate Service. Broadway at Ninth

YOUNG MEN'S SUITS
BUSINESS MEN'S SUITS
SUITS FOR THE MORNING
EVENING CLOTHES

The Thoroughbred of Overcoats

REDLEAF, from London.

Picturesque; warm; drapes intimately; good in any weather; will take rain or snow with unruffled good nature, and be ready for full, fine service in the sunshine, though it be on the same day.
\$35, \$40 and \$45.
Burlington Arcade floor, New Bldg.

'Twixt Trousers and Shoes

Just enough of a man's socks may be seen to give an indication of his standard in dress.

Some French silk socks which have just come in will give the wearer of any of them the proper standing anywhere.

Black, plain, with raised stripe effects, and single or 3-color clocking; and some grays and colors: \$2, \$2.50, \$3, \$3.50, \$4 pair.
Burlington Arcade floor, New Bldg.

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The Aristocrats of Overcoats

The Montagnac, made of the montagnac cloth which comes from Sedan. Which came, would be more correct; for none is coming over now. America must get along with what montagnac overcoats are here.

Fortunately, we have a good quantity at \$75 each; lined with satin, with silk velvet collars, piped with velvet.

They never go out of fashion.
Burlington Arcade floor, New Bldg.

The New Style in Silk Hats

It is the old style, the well-balanced bell crown, the year-in-year-out Lincoln - Bennett, London style.

Ready for the Horse Show and the opera; light of weight, deep lustrous silk, \$8.

Piccadilly, London, W. And Wanamaker's New York.

The Hatteries.



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Have You Forgotten?

Were there not days in the summer when skies were blue and links were green, and ladies were fair, and somebody lined out a corking drive, and you—fubbed.

Were there not sliced irons, topped approaches, missed putts, which put you out of the running in a match?

How much would you have given not to have made some of your mistakes at golf?

The John Wanamaker Golf School

corrects faults; puts a man on his game—his own game—and makes it possible for him to get greater enjoyment and satisfaction out of it.

Begin now to get ready for your next season.

8 top-hole instructors. Lockers, showers, clubs. Sixth Gallery, New Building.

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Overcoat Week at Macy's

The Prices are \$14.75 and \$19.75

THE biggest things to talk about in this event are the prices—the goods and the service talk for themselves. They say: "This is the best thing in the direction of overcoat value that Macy's has ever done."

Why go into details about fabrics, linings, effects, styles—they're all here. We haven't stopped short of anything to provide every man's overcoat at a sensible price. Prices that spell commercial efficiency, prices that really ought to come under the head of "profit sharing" because at Macy's prices are split as a result of merchandising ingenuity—not just for effect.

Get your overcoat this week. You needn't wait. You can pick your choice from an enormous collection in just about any combination that is "right" this season, and pay \$14.75 or \$19.75.

Suits and Overcoats \$14.75 to \$42.50



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